1 2 3 4 5 UNITED STATES DISTRICT COURT EASTERN DISTRICT OF WASHINGTON 6 7 THE GOLDFIELD CORPORATION, a Delaware Corporation, CASE NO: 2:21-CV-0301-TOR 8 Plaintiff, ORDER OF DISMISSAL WITHOUT 9 **PREJUDICE** v. 10 RONALD F. NIXON and JANE DOE 11 NIXON, individuals and a marital community comprised thereof, 12 Defendants. 13 14 BEFORE THE COURT is Plaintiff's Notice of Voluntary Dismissal 15 Without Prejudice. ECF No. 6. Because Defendants have neither filed an answer 16 nor moved for summary judgment, Plaintiff has an absolute right to voluntarily 17 dismiss this case. Fed. R. Civ. P. 41(a)(1)(A)(i). 18 // 19 20

ORDER OF DISMISSAL WITHOUT PREJUDICE ~ 1

## ACCORDINGLY, IT IS HEREBY ORDERED:

All claims and causes of action in this matter are **DISMISSED** without prejudice.

The District Court Executive is directed to enter this Order and Judgment of Dismissal, furnish copies to counsel, and **CLOSE** the file.

DATED March 15, 2022.



THOMAS O. RICE United States District Judge